

110TH CONGRESS  
2D SESSION

# H. R. 5680

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IN THE SENATE OF THE UNITED STATES

JUNE 19, 2008

Received; read twice and referred to the Committee on Indian Affairs

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## AN ACT

To amend certain laws relating to Native Americans, and  
for other purposes.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

**1 SECTION 1. TABLE OF CONTENTS.**

**2** The table of contents for this Act is as follows:

Sec. 1. Table of contents.

Sec. 2. Colorado River Indian Tribes.

Sec. 3. Gila River Indian Community contracts.

Sec. 4. Land and interests of the Sault Ste. Marie Tribe of Chippewa Indians  
of Michigan.

Sec. 5. Morongo Band of Mission Indians Lease Extension.

Sec. 6. Cow Creek Band of Umpqua Tribe of Indians leasing authority.

Sec. 7. New Settlement Common Stock issued to descendants, left-outs, and el-  
ders.

**3 SEC. 2. COLORADO RIVER INDIAN TRIBES.**

**4** The Secretary of the Interior may make, subject to  
**5** amounts provided in subsequent appropriations Acts, an  
**6** annual disbursement to the Colorado River Indian Tribes.  
**7** Funds disbursed under this section shall be used to fund  
**8** the Office of the Colorado River Indian Tribes Reservation  
**9** Energy Development and shall not be less than \$200,000  
**10** and not to exceed \$350,000 annually.

**11 SEC. 3. GILA RIVER INDIAN COMMUNITY CONTRACTS.**

**12** Subsection (f) of the first section of the Act of August  
**13** 9, 1955 (25 U.S.C. 415(f)), is amended by striking “lease,  
**14** affecting” and inserting “lease or construction contract,  
**15** affecting”.

**16 SEC. 4. LAND AND INTERESTS OF THE SAULT STE. MARIE**  
**17 TRIBE OF CHIPPEWA INDIANS OF MICHIGAN.**

**18** (a) IN GENERAL.—Subject to subsections (b) and (c),  
**19** notwithstanding any other provision of law (including reg-  
**20** ulations), the Sault Ste. Marie Tribe of Chippewa Indians  
**21** of Michigan (including any agent or instrumentality of the

1 Tribe) (referred to in this section as the “Tribe”), may  
2 transfer, lease, encumber, or otherwise convey, without  
3 further authorization or approval, all or any part of the  
4 Tribe’s interest in any real property that is not held in  
5 trust by the United States for the benefit of the Tribe.

6 (b) EFFECT OF SECTION.—Nothing in this section  
7 is intended to authorize the Tribe to transfer, lease, en-  
8 cumber, or otherwise convey, any lands, or any interest  
9 in any lands, that are held in trust by the United States  
10 for the benefit of the Tribe.

11 (c) LIABILITY.—The United States shall not be held  
12 liable to any party (including the Tribe or any agent or  
13 instrumentality of the Tribe) for any term of, or any loss  
14 resulting from the term of any transfer, lease, encum-  
15 brance, or conveyance of land made pursuant to this Act  
16 unless the United States or an agent or instrumentality  
17 of the United States is a party to the transaction or the  
18 United States would be liable pursuant to any other provi-  
19 sion of law. This subsection shall not apply to land trans-  
20 ferred or conveyed by the Tribe to the United States to  
21 be held in trust for the benefit of the Tribe.

22 (d) EFFECTIVE DATE.—This section shall be deemed  
23 to have taken effect on January 1, 2005.

1 **SEC. 5. MORONGO BAND OF MISSION INDIANS LEASE EX-**  
2 **TENSION.**

3 Subsection (a) of the first section of the Act of Au-  
4 gust 9, 1955 (25 U.S.C. 415(a)) is amended in the second  
5 sentence by inserting “and except leases of land held in  
6 trust for the Morongo Band of Mission Indians which may  
7 be for a term of not to exceed 50 years,” before “and ex-  
8 cept leases of land for grazing purposes which may be for  
9 a term of not to exceed ten years”.

10 **SEC. 6. COW CREEK BAND OF UMPQUA TRIBE OF INDIANS**  
11 **LEASING AUTHORITY.**

12 (a) **AUTHORIZATION FOR 99-YEAR LEASES.**—Sub-  
13 section (a) of the first section of the Act of August 9,  
14 1955 (25 U.S.C. 415(a)), is amended in the second sen-  
15 tence by inserting “and lands held in trust for the Cow  
16 Creek Band of Umpqua Tribe of Indians,” after “lands  
17 held in trust for the Confederated Tribes of the Warm  
18 Springs Reservation of Oregon,”.

19 (b) **EFFECTIVE DATE.**—The amendment made by  
20 subsection (a) shall apply to any lease entered into or re-  
21 newed after the date of the enactment of this Act.

22 **SEC. 7. NEW SETTLEMENT COMMON STOCK ISSUED TO DE-**  
23 **SCENDANTS, LEFT-OUTS, AND ELDERS.**

24 Section 7 of the Alaska Native Claims Settlement  
25 Act, (Public Law 92–203; 85 Stat. 691), is amended—

1           (1) by amending subsection (g)(1)(B)(iii) (43  
2       U.S.C. 1606(g)(1)(B)(iii)), to read as follows:

3       “(iii) The amendment authorized by clause (i) may  
4 provide that Settlement Common Stock issued to a Native  
5 pursuant to such amendment (or stock issued in exchange  
6 for such Settlement Common Stock pursuant to sub-  
7 section (h)(3) of this section or section 1626c(d) of this  
8 title) shall be subject to one or more of the following:

9           “(I) Such stock shall be deemed canceled upon  
10 the death of such Native, and no compensation for  
11 this cancellation shall be paid to the estate of the de-  
12 ceased Native or to any person holding stock.

13          “(II) Such stock shall carry limited or no voting  
14 rights.

15          “(III) Such stock shall not be transferred by  
16 gift as provided in subparagraph (h)(1)(C)(iii).”;  
17 and

18          (2) in subsection (h)(1)(C) (43 U.S.C.  
19 1606(h)(1)(C)), by striking “Notwithstanding the

- 1 restrictions” and inserting “Expect as otherwise ex-
- 2 pressly provided in this chapter and”.

Passed the House of Representatives June 18, 2008.

Attest:                      LORRAINE C. MILLER,  
*Clerk.*